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S1 14 Cr. 483 (LAP)

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
ELECTRONICALLY FILED
DOC#:
DATE FILED DEC 08 2014

1. From at least in or about February 2014, up to and including at least in or about November 2014, in the Southern District of New York and elsewhere, ISRAEL REYES, a/k/a "PC," ALFREDO SANCHEZ, a/k/a "Gordo," ALEXANDER MORILLO, JUAN PIMENTEL, a/k/a "Lolo," JEFFERY DUKES, JOSE CRUZ, a/k/a "Show," and JOSMARIL RODRIGUEZ, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that ISRAEL REYES, a/k/a "PC," ALFREDO SANCHEZ, a/k/a "Gordo,"

ALEXANDER MORILLO, JUAN PIMENTEL, a/k/a "Lolo," JEFFERY DUKES, JOSE CRUZ, a/k/a "Show," and JOSMARIL RODRIGUEZ, the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substance that ISRAEL REYES, a/k/a "PC," ALFREDO SANCHEZ, a/k/a "Gordo," ALEXANDER MORILLO, JUAN PIMENTEL, a/k/a "Lolo," JEFFERY DUKES, JOSE CRUZ, a/k/a "Show," and JOSMARIL RODRIGUEZ, the defendants, conspired to distribute and possess with the intent to distribute was mixtures and substances containing one kilogram and more of heroin, in violation of 21 U.S.C. § 841(b)(1)(A).

(Title 21, United States Code, Section 846.)

COUNT TWO

The Grand Jury further charges:

4. On or about November 14, 2014, in the Southern District of New York, JEFFERY DUKES, the defendant, intentionally and knowingly distributed and possessed with intent to distribute a controlled substance in violation of Title 21, United States Code, Section 841(a)(1).

5. The controlled substance involved in the offense was mixtures and substances containing a detectable amount of

heroin, in violation of Title 21, United States Code, Section 841(b)(1)(C).

(Title 21, United States Code, Sections 812; 841(a)(1); 841(b)(1)(C); and Title 18, United States Code, Section 2.)

FORFEITURE ALLEGATIONS

6. As a result of committing the controlled substance offense alleged in Count One of this Indictment, ISRAEL REYES, a/k/a "PC," ALFREDO SANCHEZ, a/k/a "Gordo," ALEXANDER MORILLO, JUAN PIMENTEL, a/k/a "Lolo," JEFFERY DUKES, JOSE CRUZ, a/k/a "Show," and JOSMARIL RODRIGUEZ, the defendants, shall forfeit to the United States, pursuant to Title 21, United States Code § 853, any and all property constituting or derived from any proceeds the defendants obtained directly or indirectly as a result of the said offense and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offense alleged in Count One of this Indictment, including but not limited to,

a. A sum in United States currency representing the amount of all proceeds obtained as a result of the offense alleged in Count One of this Indictment, and

b. A burgundy GMC Yukon with Vehicle Identification Number 1GKFK66U82J331637.

7. As a result of committing the controlled substance offense alleged in Count Two of this Indictment, JEFFERY DUKES, the defendant, shall forfeit to the United States, pursuant to Title 21, United States Code § 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said offense and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offense alleged in Count Two of this Indictment.


Substitute Asset Provision

8. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be subdivided without difficulty; it is the intention of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of the said defendants up to the value of the above forfeitable property. (Title 21, United States Code, Sections 841(a)(1), 846 and 853.)


FOREPERSON


PREET BHARARA
United States Attorney